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BellSouth Telecommunications, Inc.  
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ORIGINAL

January 10, 2000

Mrs. Blanca S. Bayó  
Director, Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

000028-72

**Re: BellSouth Telecommunications, Inc.'s  
Petition for Waiver of Rules 25-4.107, 25-4.108 and  
25-4.113, Florida Administrative Code**

Dear Ms. Bayó:

Enclosed please find the original and fifteen copies of BellSouth Telecommunications, Inc.'s Petition for Rule Waiver which we ask that you file in the above-referenced matter.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me. Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,

*Nancy B. White*  
Nancy B. White  
(nd)

cc: All Parties of Record  
Marshall M. Criser III  
R. Douglas Lackey

RECEIVED & FILED

*ms*  
FPSC-BUREAU OF RECORDS

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by BellSouth )  
Telecommunications, Inc., for Waiver ) Docket No.  
of Rules 25-4.107, 25-4.108, and )  
25-4.113, Florida Administrative Code )  
\_\_\_\_\_ ) Filed: January 10, 2000

**BELLSOUTH TELECOMMUNICATIONS, INC.'S  
PETITION FOR RULE WAIVER**

BellSouth Telecommunications, Inc. ("BellSouth"), pursuant to Section 120.542, Florida Statutes and Rule 28-104.002, Florida Administrative Code, hereby petitions the Florida Public Service Commission ("Commission") to waive Rules 25-4.107, 25-4.108, and 25-4.113, Florida Administrative Code, requiring the provision of basic telecommunications service to certain locations and persons. Specifically, BellSouth seeks the following:

1. Rule 25-4.107, Florida Administrative Code requires each telephone company to assist any customer or applicant in obtaining telephone service adequate to the customers or applicant's communication needs. Rule 25-4.108, Florida Administrative Code requires a company to provide service. Rule 25-4.113, Florida Administrative Code limits the circumstances under which a company may refuse telephone service.
2. For the past several years, BellSouth has been involved in a series of billing disputes with a certain person involving various locations and identities. Details of these disputes are attached hereto as Exhibit B. These details are attested to by the Affidavit attached hereto as Exhibit A. Because Exhibit B contains customer specific

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information and because Exhibit A contains employee information, BellSouth is filing a Request for Confidential Classification contemporaneously with this petition.

3. As noted in the Affidavit, attached hereto as Exhibit A, this certain person has obtained telephone service from BellSouth over the past seven years, under a variety of names and locations. This person has obtained service using false or invalid information and various social security numbers. He has provided BellSouth with several checks that were returned for insufficient funds. Every account that this customer has established has ended in a billing dispute, most of which have involved the Commission Staff. As a result, BellSouth seeks the Commission's permission to forego service to this person and service to the locations that he owns, leases, or is in any way associated with.

4. BellSouth's waiver request meets the standards of Section 120.542, Florida Statutes. The purpose of the underlying statutes, 364.03, 364.04, 364.19, and 427.704 is, in part, to promote the public health, safety and welfare by ensuring that basic local telecommunications services are available to all consumers. BellSouth's waiver will not undermine this purpose. BellSouth more than fulfills its obligation to provide service to the areas it serves. The statutes entitle BellSouth to receive rates and set terms for those services. The Commission is charged with regulating these terms. Continuing to require BellSouth to provide service to this person and these locations could result in a negative impact on BellSouth's other ratepayers, in terms of time and expense. Moreover, it is BellSouth's understanding that this customer currently receives telephone service from an Alternative Local Exchange Carrier ("ALEC").

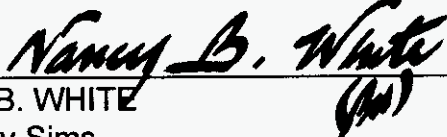
5. BellSouth submits that the equities in this case weigh heavily in favor of granting this waiver.


6. For the foregoing reasons, BellSouth seeks a waiver of the service provisions of Rules 25-4.107, 25-4.108, and 25-4.113 as to the person and locations in Exhibit B.

WHEREFORE, having demonstrated good cause for its request, BellSouth asks that the Commission grant its Petition for Rule Waiver.

Respectfully submitted this 10th day of January, 2000.

BELLSOUTH TELECOMMUNICATIONS, INC.

  
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